

UNITED STATES OF AMERICA)
)
 v.) Case No. 3:13CR167
)
 JAMES ALEXANDER SHEPHERD)

4. The United States is advised that Defendant recently sold two items of personal property, namely a Rolex watch and a 2010 Cadillac Escalade. Net proceeds from the sales of

the properties, in the amounts of \$4,500 and \$5,249.06 respectively, have been deposited into Defense Counsel's client trust account so that the funds may ultimately be used to partially satisfy Defendant's restitution obligation.

5. The United States is advised that Defendant recently sold his 1/2 interest in a vacant parcel of property located in Pinehurst, North Carolina, to his wife. Proceeds in the amount of \$4,000 realized from the sale of the property have been deposited into Defense Counsel's client trust account so that the funds may ultimately be used to partially satisfy Defendant's restitution obligation.

6. The United States is advised that Defendant maintains a financial account held in the name of Shepherd Major Play Option Fund LP at BB&T (hereinafter "BB&T account") which has a balance of \$63,726.01 as of September 10, 2013. The BB&T account is currently frozen pursuant to an order obtained by the Commodity Futures Trading Commission at the request of the National Futures Association. Defendant has agreed to request that the freeze be lifted so that Defendant may transfer the entire account balance to Defense Counsel's client trust account so that the funds may ultimately be used to partially satisfy Defendant's restitution obligation.

The Court hereby directs the United States District Clerk of Court to accept and deposit prepayment of the monetary penalties in this matter and to order distribution of the funds upon entry of the judgment in accordance with the terms of the judgment.

Signed: December 19, 2013



Robert J. Conrad, Jr.
United States District Judge

